

## Agricultural Marketing Service, USDA

## § 65.218

### § 65.140 Food service establishment.

*Food service establishment* means a restaurant, cafeteria, lunch room, food stand, saloon, tavern, bar, lounge, or other similar facility operated as an enterprise engaged in the business of selling food to the public. Similar food service facilities include salad bars, delicatessens, and other food enterprises located within retail establishments that provide ready-to-eat foods that are consumed either on or outside of the retailer's premises.

### § 65.145 Ginseng.

*Ginseng* means ginseng root of the genus *Panax*.

### § 65.150 Goat.

*Goat* means meat produced from goats.

### § 65.155 Ground beef.

*Ground beef* has the meaning given that term in 9 CFR 319.15(a), i.e., chopped fresh and/or frozen beef with or without seasoning and without the addition of beef fat as such, and containing no more than 30 percent fat, and containing no added water, phosphates, binders, or extenders, and also includes products defined by the term "hamburger" in 9 CFR 319.15(b).

### § 65.160 Ground chicken.

*Ground chicken* means comminuted chicken of skeletal origin that is produced in conformance with all applicable Food Safety and Inspection Service labeling guidelines.

### § 65.165 Ground goat.

*Ground goat* means comminuted goat of skeletal origin that is produced in conformance with all applicable Food Safety and Inspection Service labeling guidelines.

### § 65.170 Ground lamb.

*Ground lamb* means comminuted lamb of skeletal origin that is produced in conformance with all applicable Food Safety and Inspection Service labeling guidelines.

### § 65.175 Ground pork.

*Ground pork* means comminuted pork of skeletal origin that is produced in

conformance with all applicable Food Safety and Inspection Service labeling guidelines.

### § 65.180 Imported for immediate slaughter.

*Imported for immediate slaughter* means imported into the United States for "immediate slaughter" as that term is defined in 9 CFR 93.400, i.e., consignment directly from the port of entry to a recognized slaughtering establishment and slaughtered within 2 weeks from the date of entry.

### § 65.185 Ingredient.

*Ingredient* means a component either in part or in full, of a finished retail food product.

### § 65.190 Lamb.

*Lamb* means meat produced from sheep.

### § 65.195 Legible.

*Legible* means text that can be easily read.

### § 65.205 Perishable agricultural commodity.

*Perishable agricultural commodity* means fresh and frozen fruits and vegetables of every kind and character that have not been manufactured into articles of a different kind or character and includes cherries in brine as defined by the Secretary in accordance with trade usages.

### § 65.210 Person.

*Person* means any individual, partnership, corporation, association, or other legal entity.

### § 65.215 Pork.

*Pork* means meat produced from hogs.

### § 65.218 Pre-labeled.

*Pre-labeled* means a covered commodity that has the commodity's country of origin and the name and place of business of the manufacturer, packer, or distributor on the covered commodity itself, on the package in which it is sold to the consumer, or on the master shipping container. The place of business information must include at a

## § 65.220

minimum the city and state or other acceptable locale designation.

### § 65.220 Processed food item.

*Processed food item* means a retail item derived from a covered commodity that has undergone specific processing resulting in a change in the character of the covered commodity, or that has been combined with at least one other covered commodity or other substantive food component (e.g., chocolate, breading, tomato sauce), except that the addition of a component (such as water, salt, or sugar) that enhances or represents a further step in the preparation of the product for consumption, would not in itself result in a processed food item. Specific processing that results in a change in the character of the covered commodity includes cooking (e.g., frying, broiling, grilling, boiling, steaming, baking, roasting), curing (e.g., salt curing, sugar curing, drying), smoking (hot or cold), and restructuring (e.g., emulsifying and extruding). Examples of items excluded include teriyaki flavored pork loin, roasted peanuts, breaded chicken tenders, and fruit medley.

### § 65.225 Produced.

*Produced* in the case of a perishable agricultural commodity, peanuts, ginseng, pecans, and macadamia nuts means harvested.

### § 65.230 Production step.

*Production step* means, in the case of beef, pork, goat, chicken, and lamb, born, raised, or slaughtered.

### § 65.235 Raised.

*Raised* means, in the case of beef, pork, chicken, goat, and lamb, the period of time from birth until slaughter or in the case of animals imported for immediate slaughter as defined in § 65.180, the period of time from birth until date of entry into the United States.

### § 65.240 Retailer.

*Retailer* means any person licensed as a retailer under the Perishable Agricultural Commodities Act of 1930 (7 U.S.C. 499a(b)).

## 7 CFR Ch. I (1–1–12 Edition)

### § 65.245 Secretary.

*Secretary* means the Secretary of Agriculture of the United States or any person to whom the Secretary's authority has been delegated.

### § 65.250 Slaughter.

*Slaughter* means the point in which a livestock animal (including chicken) is prepared into meat products (covered commodities) for human consumption. For purposes of labeling under this part, the word harvested may be used in lieu of slaughtered.

### § 65.255 United States.

*United States* means the 50 States, the District of Columbia, the Commonwealth of Puerto Rico, the U.S. Virgin Islands, American Samoa, Guam, the Northern Mariana Islands, and any other Commonwealth, territory, or possession of the United States.

### § 65.260 United States country of origin.

*United States country of origin* means in the case of:

(a) Beef, pork, lamb, chicken, and goat:

(1) From animals exclusively born, raised, and slaughtered in the United States;

(2) From animals born and raised in Alaska or Hawaii and transported for a period of not more than 60 days through Canada to the United States and slaughtered in the United States; or

(3) From animals present in the United States on or before July 15, 2008, and once present in the United States, remained continuously in the United States.

(b) Perishable agricultural commodities, peanuts, ginseng, pecans, and macadamia nuts: from products produced in the United States.

### § 65.265 USDA.

*USDA* means the United States Department of Agriculture.